IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 3937 OF 2007

Mehabubali Sayyed Ali .... Petitioner

versus

Ramdas Laxman Jopale & ors ..... Respondent.

Shri Girish R.Agarwal i/b Ramesh M. Agrawal & Associates for the petitioner.

CORAM; A.P. DESHPANDE, J.
DATED; 25TH JULY, 2007

P.C.;

1. The order passed by the Sub Divisional Officer directing fixing the purchase price under section 32-G of the Bombay Tenancy Act has been challenged by filing a revision by the present petitioner before the Divisional Commissioner. Before the Divisional Commissioner, the present petitioner moved an application for stay of the order dated 30-10-2006 passed in the tenancy appeal, and the rejection of the said application has given raise to filing of this writ petition. Revision is pending on the file of Divisional Commissioner. The petitioner is not in possession of the suit land. The stay asked for is only in relation to fixation of purchase price. It is obvious that fixation of the purchase price pending the revision, would be subject to the ultimate

decision in the revision. In this view of the matter, no prejudice whatsoever will be caused to the petitioner on account of refusal of grant of stay by the Divisional Commissioner. Hence writ petition is summarily dismissed.

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